

RELIEF FROM STAY INFORMATION SHEET

* * SEE IMPORTANT INSTRUCTIONS ON FORM EDC 3-468-INST * *

PLEASE COMPLETE ALL PORTIONS APPLICABLE TO THE RELIEF FROM STAY MOTION

DEBTOR: Volodymyr & Svetlana Dubinsky CASE NO. 09-27647

MOVANT: WACHOVIA MORTGAGE FSB DC NO. DMM-1

HEARING DATE/TIME: July 06, 2009 at 9:00 a.m.

RELIEF IS SOUGHT AS TO (☒) REAL PROPERTY (☐) PERSONAL PROPERTY (☐) STATE COURT LITIGATION

1. Address OR description of property or state court action 28 Aurora Lane, Copperopolis, CA

2. Movant's trust deed is a (☒) 1st (☐) 2nd (☐) 3rd (☐) Other: _____

OR

Leased property is (☐) Residential (☐) Non-residential Term: (☐) Month-to-Month (☐) Other
N/A

3. Verified appraisal filed? No Movant's valuation of property \$ 350,000.00
 (Schedules)

4. The following amounts are presently owing to Movant for:

PRINCIPAL	INTEREST	COSTS	TOTAL
\$ <u>671,593.32</u>	\$ <u>57,305.17</u>	\$ <u>23,629.70</u>	\$ <u>752,528.19</u>

5. State identity, rank, and balance owing to other known lien holders. Use additional page if necessary.

<u>None scheduled</u>	\$	
_____	\$	_____
_____	\$	_____

TOTAL ALL LIENS	\$	<u>752,528.19</u>
DEBTOR'S EQUITY	\$	<u>0.00</u>

FOR COURT USE ONLY

Note date: _____
 Note amount: _____
 Note payment: _____

FOR COURT USE ONLY

6. Monthly payment is \$ 2,457.97, of which \$ 0.00 is for impound account. Monthly late charge is \$ 147.48.

7. The last payment by debtor was received on 01/17/2008 and was applied to the payment due 01/15/2008.

8. Number of payments past due and amount: (a) Pre-petition 15 \$ 36,869.55 (b) Post-petition 1 \$ 2,457.97

9. Notice of Default was recorded on 06/24/2008. Notice of sale was published on n/a.

10. If a chapter 13 case, in what class is this claim? n/a

11. Grounds for seeking relief (check as applicable):

(☒) Cause (☒) Inadequate protection (☒) Lack of equity (☐) Lack of insurance (☐) Bad faith
 (☒) Other Statement of Intention silent as to Wachovia.

12. For each ground checked above furnish a brief supporting statement in the space below.

As set forth above, there is no equity in the subject real property collateral for the benefit of the Debtors or the estate. As such, in view of the payment default, Movant asserts it is not adequately protected.